

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
Houston Division**

NATURAL ALTERNATIVES
INTERNATIONAL, INC.,

Plaintiff,

v.

WOODBOLT DISTRIBUTION, LLC, *et al.*,

Defendants.

Civil Action No. 11-4511

PLAINTIFF’S NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff Natural Alternatives International, Inc. (“NAI”) hereby notifies the Court of supplemental authority in support of its Cross-Motion for Summary Judgment of Infringement by Defendant Woodbolt Distribution, LLC (“Woodbolt”) and that the Patents-in-Suit are Not Invalid (Dkt. Nos. 62, 63) and Supplemental Motion for Summary Judgment of Patent Infringement by Woodbolt’s Cor-Performance β -BCAA™ and Creatine Products (Dkt. No. 90).

Today, February 22, 2013, the U.S. Patent and Trademark Office issued a Notice of Allowance for Patent Application No. 13/356,182, a continuation of the asserted U.S. Patent No. 8,129,422. A copy of the Notice is attached as Exhibit 1 for the Court’s convenience. The USPTO issued the Notice of Allowance over the same invalidity arguments Woodbolt has raised here. Also attached for the Court’s convenience are the Information Disclosure Statement by Applicant (Exhibit 2) and Pre-Issuance Submission Pursuant to 37 C.F.R. 1.291 (Exhibit 3) submitted to the USPTO by Woodbolt.

Dated: February 22, 2013

Respectfully submitted,

/s/ Richard J. Oparil

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CERTIFICATE OF SERVICE

I hereby certify that on February 22, 2013, a copy of the foregoing was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

/s/ Richard J. Oparil
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